

METHFESSEL & WERBEL, ESQS.  
450 Seventh Avenue, Suite 1400  
New York, NY 10123  
(212) 947-1999  
Attorneys for BMS Catastrophe, Inc.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
JOSE BALAREZO,

Plaintiff,

-AGAINST-

120 LIBERTY STREET LLC, 20 BROAD  
STREET CO., 233 BROADWAY  
OWNERS, LLC, 41 MADISON LP/  
RUDIN MGMT CO, 55 WATER STREET  
CONDOMINIUM, 59 MAIDEN  
LANE ASSOCIATES, LLC, ALAN  
KASMAN DBA KASCO, ANN TAYLOR  
STORES CORPORATION, BATTERY  
PARK CITY AUTHORITY, BFP ONE  
LIBERTY PLAZA CO.,LLC,,  
BLACKMON-MOORING-STEAMATIC  
CATASTROPHE, INC. D/B/A BMS CAT,  
et.al.

Defendants.

21 MC 102 (AKH)

INDEX NO.: 07 CV 1468

**NOTICE OF ADOPTION OF ANSWER  
TO MASTER COMPLAINT**

PLEASE TAKE NOTICE THAT Defendant, BMS Catastrophe, Inc. s/h/a Blackmon-Mooring-Steamatic Catastrophe, Inc. d/b/a BMS Catastrophe, by their attorneys, Methfessel & Werbel, as and for their response to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) Related to the Master Complaint filed in the above referenced action, hereby adopts their Answer and defenses to the Master Complaint, dated July 26, 2007, which was filed in the matter of: *In Re World Trade Center Lower Manhattan Disaster Site Litigation, 21 MC 102 (AKH)*.

To the extent that Defendant's Answer to the Master Complaint does not comprehensively address any of the specific allegations within the Check-Off

Complaint in the above captioned matter, Defendant, Defendant, BMS Catastrophe, Inc., denies knowledge or information sufficient to form a belief as to the truth of such specific allegations.

WHEREFORE, the defendant, Defendant, BMS Catastrophe, Inc., demands judgment dismissing the above captioned action as against them, together with costs, disbursements and such other and further relief as this Court deems just and proper.

DATED: New York, New York  
December 17, 2007

**METHFESSEL & WERBEL, ESQS.**

Attorneys for Blackmon-Mooring-  
Steamatic Catastrophe, Inc. d/b/a BMS  
Catastrophe

A handwritten signature in dark ink, appearing to read "Frank J. Werbel", is written over a horizontal line.

By:\_\_\_\_\_

**CERTIFICATE OF MAILING**

The undersigned hereby certifies as follows:

1. I am employed by the law firm of Methfessel & Werbel.
2. On December 17, 2007 the undersigned prepared and forwarded copies of the the undersigned prepared and forwarded copies of the within Notice of Adoption , via ECF, to the following parties:

William J. Dubanevich, Esq.  
Worby Groner Edelman & Napoli Bern, LLP  
5 Broadway, 12th Floor  
New York, NY 10006  
Attorneys for: Plaintiff

All Defense Counsel

3. I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are wilfully false, I am subject to punishment.



---

Frank J. Keenan